

A bill to authorize Robert Burns, a citizens of the State of Louisiana, to practice law in all the courts of the State of Texas; read second time, and, on motion of Mr. Dancy, referred to the committee on the Judiciary.

A bill authorizing the county courts of El Paso county, to appoint the place of holding the district courts in said county, and define the time of holding the district courts in the 11th Judicial District; read second time, and, on motion of Mr. Dancy, referred to the committee on the Judiciary.

A bill supplementary to the act establishing the Galveston and Red River railway company; read, and, on motion of Mr. Taylor, referred to the committee on Internal Improvements.

On motion of Mr. Wilson, the Senate adjourned until ten o'clock to-morrow morning.

TUESDAY, December 9, 1851.

The Senate was called to order by the President pursuant to adjournment—prayer by the Rev. Mr. Smith—roll called—quorum present—the journal of yesterday was read and adopted.

Mr. Williams presented the petition of Francis A. Kelman; referred to the committee on Public Debt.

Mr. Williams also presented the petition of Wesley Askins; referred to the committee on Claims and Accounts.

Mr. Bogart presented the petition of Jonathan S. Lee; referred to the committee on Private Land Claims.

Mr. Parker presented the memorial of John F. Ramsdale; referred to the committee on Private Land Claims.

Mr. Armstrong, chairman of the committee on Public Lands, to which was referred a bill to remove certain Spanish records hereinafter described, from the General Land Office to the county court Clerk's office of Refugio county, reported the same back and recommended its passage.

Mr. Armstrong, from the same committee made the following report:

The committee on Public Lands, to whom was referred a bill for the relief of the heirs of Levi P. Lockhart, dec'd., and of Danial D. Wilson, dec'd., have examined the reasons urged for relief, and find that Lockhart enlisted during the war, and died in the service; but in consequence of the statement of his death being informally made, they are forced to apply to the legislature for that relief which accident or mistake deprived

them of; and find that Daniel D. Wilson, enlisted during the war, and was furloughed, and is believed died during his furlough; a very short time after he received his furlough started for the red lands, and has not been heard of since by his relations in Tennessee, nor by his friends in Texas. So great length of time having elapsed since his disappearance in 1837, raises the presumption equal to positive proof of the death of said Wilson, and that he died during his furlough is conclusive, as he left the Trinity river to go to the Red lands to see some friends, but was never heard of by such friends, which raises a presumption equal to a fact proven, when taken in connection with the fact of his never being heard of afterwards; and the committee entertain no doubt that said Wilson died under furlough, and in the service of the country, and recommend a bill for their relief as a substitute for the original bill.

Mr. Armstrong also made the following report:

The committee on Public Lands have considered the petition of Thomas J. Rusk, David Rusk and James H. Starr, and believe the statements made by the petitioners are true, and from testimony offered, it appears without doubt that the title issued to Jose Maria Mora is void, because that the said title identifies no land whatever. But the committee not being satisfied that it is proper to give the relief asked for, return the petition to the Senate and ask to be discharged from further consideration of the same.

Mr. Williams, chairman of the committee on Internal Improvements, to which was referred a bill to incorporate Goodman's Turnpike Company, reported the same back and recommended its passage with the following amendments:

Section 1st strike out "thirty," and insert "twenty."

Section 2nd, strike out "thirty," and insert "twenty."

Section 5th, strike out from the word "that," in first line to the word "any," in sixth line.

Mr. Williams made the following report:

The special committee to which was referred a bill to amend the 10th section of an act to provide for the payment of grand and petit jurors, have considered the same, and a majority of said committee are of opinion that jurors should be promptly paid for their services, and that the jury fund now provided by law is insufficient to attain that end, yet they cannot conceive it expedient to encumber the State revenue by allowing the same paid in jury tickets, when they entertain the opinion that by amending the 14th section of the statute regulating estrays, and the 59th section of an act organizing Justices Courts, a suf-

ficient fund may be raised to answer the ends desired, and therefore report bills proposing said amendments.

Mr. Taylor, chairman of the committee on Private Land Claims, to which was referred the petition of Charlton Stewart, reported a bill for the relief of Joseph Stewart dec'd; read first time.

Mr. Taylor, from the same committee to which was referred the petition of Zachariah L. Stringer, reported a bill for his relief; which was read first time.

Mr. Bogart, chairman of the committee on Counties and County Boundaries, to which was referred a bill to incorporate the town of Daingerfield, reported the same back and recommended its passage.

Mr. Grimes, chairman of the committee on Finance, to which was referred a bill to indemnify the owners for the loss of slaves executed for capital offences, reported the same back with the following amendment, and recommended its passage.

Amend at the end of second section by inserting, "nor shall a slave be so paid for who may be condemned for any offence, in the commission of which his owner was either principal or accessory."

Mr. Grimes, from the same committee to which was referred a bill to regulate the pay of members and officers of the legislature, reported the same back and recommended its passage, with the following amendment:

In 2nd section, strike out all after "repealed," in third line.

Mr. Merriman, from the committee on the Judiciary made the following report:

The committee on the Judiciary, to whom was referred a bill to authorise Robert Burns, a citizen of the State of Louisiana to practise law in all the courts of the State of Texas, have had the same under consideration and find that the provisions of said bill would confer rights and privileges upon citizens of other States not conferred by law on our own citizens, and without proof of any of the requirements embraced in the law now in force regulating the license and practise of attorneys and counsellors at law. The committee have instructed me to report the same back to the Senate and recommend its rejection.

Mr. Reaves, from the committee on the Judiciary, to which was referred a bill to repeal an act incorporating the city of Brownsville, reported the same back and recommended its passage.

Mr. Wilson, from the committee on the Judiciary, to which was referred a bill to establish the terms of the Supreme Court,

reported the same back with the following amendments, and recommended its passage:

Strike out the second section, and in lieu thereof insert "that from and after the close of the session in the first section provided for, the sessions of the Supreme court shall be governed by the law heretofore in force."

Mr. Gray, chairman of the committee on the Judiciary, to which was referred a bill authorizing the county court of El Paso county to appoint a place of holding the district court in said county and define the time of holding the district courts in the 11th Judicial district, reported the same back and recommended its passage with the following amendment:

Amend by inserting in section 2d, after the word "September," the words, "and may continue in session for four weeks."

Mr. Armstrong, from the committee on the Judiciary, to which was referred the petition of sundry citizens of Williamson county, relating to 11 league claims in Robertson's colony, &c., reported a bill for the investigation and determination of eleven league land claims in Robertson's and part of Burnett's colony; read first time.

Mr. Reaves, chairman of the committee on Engrossed Bills, reported the following bills correctly engrossed:

A bill to provide for service of process issuing from Justice's courts in certain cases.

A bill to provide for the reception and deposite of a portion of the indemnity due the State of Texas by the United States.

A bill for the relief of the heirs of Felix A. Richardson dec'd.

A bill for the relief of John M. Rine, or his legal assignee.

A bill for the relief of the heirs of Wm. Gibbs, dec'd.

Mr. Duggan, chairman of the committee on Enrolled Bills, reported a bill making an appropriation to pay William Smith, sheriff of Starr county, for taking three convicts, and G. B. Black, sheriff of Grimes county for taking one convict to the State Penitentiary as correctly enrolled, and that the same was presented to the Governor on yesterday for his approval.

Mr. Armstrong introduced a bill to authorize Bartlett Sims to raise a location therein named and locate the same on any vacant land; read first time.

Mr. Armstrong also introduced a bill supplementary to an act concerning crimes and punishments, approved March 20th, 1848; read first time.

Mr. Wilson introduced a bill for the relief of the heirs of Ignatius S. Johnson; read first time.

ORDERS OF THE DAY.

A bill to provide for the reception and deposit of a portion of the indemnity due the State of Texas by the United States.

Mr. Dancy moved to amend the bill by striking out "&c," in 2nd section and inserting "the relinquishment by the said State of all territory claimed by her exterior to said boundaries and all her claims upon the United States, and to establish a territorial government for New Mexico;" lost, and bill passed.

A bill for the relief of John M. Rine, or his legal assignee; read third time, and, on motion of Mr. Parker, was amended by adding "and that this act take effect and be in force from and after its passage; the bill then passed.

A message was received from the House informing the Senate that the House had passed the following bills originating in the Senate, to wit:

A bill to require the Commissioners of the town of Paris, in Lamar county, to turn over to the county court of said county all monies, notes, deeds and other documents in their possession: and a bill changing the name of the county seat of Bell county; also that the House had appointed Messrs. Stapp, Tarver, Hamilton, Evans of Polk, and Jowers a committee of conference on the bill to amend the 2nd and 7th sections of an act regulating the Public printing, approved March 8th, 1848; also that the House had passed the following bills originating in that body, to wit:

A bill concerning the qualifications of officers.

A bill to authorise the Commissioner of the General Land Office to issue a patent in the name of William McMin Nuner, on certificate No. 508.

A bill for the relief of Christopher Troutz.

A bill for the relief of the settlers in the territory commonly known as Mercer's colony; and

A bill to enable part owners of slaves and other personal property to obtain partition thereof; which were severally read first time.

A bill to allow the several counties in this State to establish work-houses or houses of correction; read third time and passed by the following vote:

YEAS—Messrs. Bigelow, Bogart, Burleson, Davis, Doane, Duggan, Eddy, Gray, Grimes, Hart, Hill, Merriman, Parker, Scott, Sterne, Truit, Williams and Wilson—18.

NAYS—Messrs. Burks, Dancy, Reaves and Taylor—4.

A bill to encourage the deepening of the Anahuac Pass, at the mouth of the Trinity river; read.

Mr. Parker offered the following amendment as a substitute for section 5.

Sec. 5. That whatsoever is by this act granted, shall be and inure to the said William M. Spaulding, his heirs and assigns, for the term of twenty years from and after the expiration of the two years mentioned in the preceding section, and that whatever he is hereby authorized to do in person may also be done by his agents or assigns; adopted.

On motion of Mr. Parker, the bill was amended by striking out the sixth section, and by adding an additional section, "that this act take effect from and after its passage."

The bill then passed by the following vote:

YEAS—Messrs. Bigelow, Bogart, Burleson, Dancy, Davis, Duggan, Grimes, Hill, Merriman, Meusebach, Parker, Reaves, Scott, Sterne, Taylor, Truit, Williams and Wilson—18.

NAYS—Messrs. Burks, Eddy, Gray and Hart—4.

A bill to provide for service of process issuing from Justices' courts in certain cases.

A bill for the relief of the heirs of Felix A. Richardson, dec'd; and a bill for the relief of the heirs of William Gibbes, dec'd; were severally read third time and passed.

A bill to require the return of field-notes in certain cases; read third time.

Mr. Williams offered the following amendment:

Strike out 6th section, and to 5th section add as follows: "Provided, that field-notes made by virtue of certificates issued to colonists in Fisher and Miller's, Castro's, Mercer's and Peters' colonies may be returned at any time before the 1st day of March, A. D. 1854; adopted, and bill passed.

A bill to incorporate the town of Clarksville; read, and, on motion of Mr. Williams, laid on the table.

A bill to incorporate the town of Quitman.

A bill to incorporate the town of Anderson, in Grimes county; and

A bill to repeal the 24th section of an act concerning crimes and punishments, approved 20th, March 1848; were severally read third time and passed.

On motion of Mr. Bigelow, the Senate adjourned until three o'clock, p. m.

3 O'CLOCK, P. M.

Senate met—Roll called—Quorum present.

A bill for the relief of Julia Buchanan; read, and, on motion of Mr. Hill, referred to the committee on Finance.

A bill regulating sales by administrators and executors, &c; read, and ordered to be engrossed.

A bill for the relief of John Weigel, and Heinrich Krey, or his assigns; read second time and ordered to be engrossed.

A bill for the relief of James Frazer; read second time, and, on motion of Mr. Taylor, referred to the committee on Public Lands.

A bill for the relief of the heirs of Jonathan Wallace, dec'd; read second time, and, on motion of Mr. Eddy, referred to the committee on Private Land Claims.

Joint resolution instructing our Senators and requesting our Representatives in Congress to urge the passage of a law allowing drawback upon foreign goods imported into the United States and exported by land through Texas to Chihuahua and northern Mexico; read second time, and, on motion of Mr. Dancy, referred to the committee on State Affairs.

A bill for the relief of the securities of John W. McKissick, late assessor and collector of Fayette county; read second time, and, on motion of Mr. Scott, referred to the committee on Claims and Accounts.

A bill to incorporate the town of Gilmer, in Upshur county; read second time, and, on motion of Mr. Dancy, referred to the committee on Counties and County Boundaries.

A bill to render valid and effectual to legal claimants, patents for land which have been issued, or which may hereafter be issued in the name of deceased persons; read second time, and, on motion of Mr. Taylor, referred to the committee on the Judiciary.

A bill better defining the boundaries of Denton county; read second time, and, on motion of Mr. Hart, referred to the committee on Counties and County Boundaries.

A bill transferring an appropriation therein named; read second time, and, on motion of Mr. Parker, referred to the committee on Finance.

A bill validating certain certificates therein mentioned; read second time, and, on motion of Mr. Dancy, referred to the committee on Private Land Claims.

A bill for the relief of John B. Thacker; read second time, and, on motion of Mr. Dancy, referred to the committee on Finance.

A message was received from the Governor, transmitting the following communication :

EXECUTIVE DEPARTMENT, STATE OF TEXAS, }
AUSTIN, December 9th, 1851. }

To the Honorable Senate of the State of Texas:

I have the honor to state that the following bills, which were presented at this Department by the Hon. Thomas H. Duggan, as chairman of the Enrolling committee, received executive approval on the respective dates herein designated, viz:

An act better defining the boundaries of the county of Cameron, passed November 21st, 1851; approved December 8th, 1851.

An act to legalize certain acts and records of the Clerk of the county court of Lamar county; passed November 26th, 1851, approved December 8th, 1851.

An act to amend an act concerning the book or register of land certificates issued for the county of Harris, which was at one time mislaid, but said book has been subsequently found and identified as genuine and unaltered; passed December 1st, 1851, approved December 8th, 1851.

An act authorising the Treasurer to pay to John A. Greer, guardian of J. A. Greer, jr., any monies deposited by order of the county court of Grimes county; passed December 1st, 1851, approved December 8th, 1851.

An act making an appropriation to pay William Smith, sheriff of Starr county, for taking three convicts, and G. B. Black, sheriff of Grimes county, for taking one convict to the State Penitentiary; passed December 5th, 1851, approved December 9th, 1851.

P. H. BELL.

A bill providing for the liquidation and payment of the debt of the late Republic of Texas; read second time, and, on motion of Mr. Williams, laid on the table and made the special order of the day for Monday the 13th inst.

On motion of Mr. Bogart, Mr. Hart was added to the committee on Counties and County Boundaries.

On motion of Mr. Burks, a bill to incorporate the town of Clarksville, in Red River county, was taken from the table and referred to a select committee. Messrs. Burks, Hart and Williams were appointed said committee.

On motion of Mr. Bogart, the Senate adjourned until ten o'clock, to-morrow morning.